



# PROPOSED RULE MAKING

**CR-102 (June 2004)**

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making**Agency:** Department of Labor & Industries

- ☒ **Preproposal Statement of Inquiry** was filed as WSR 04-13-132 ; or  
☐ **Expedited Rule Making--Proposed notice** was filed as WSR \_\_\_\_\_; or  
☐ **Proposal is exempt under RCW 34.05.310(4).**

- ☒ **Original Notice**  
☐ **Supplemental Notice to WSR** \_\_\_\_\_  
☐ **Continuance of WSR** \_\_\_\_\_

**Title of rule and other identifying information:** Factory Assembled Structures' Rules (Chapter 296-150C WAC, Chapter 296-150F WAC, Chapter 296-150M WAC, Chapter 296-150T WAC, and Chapter 296-150V WAC)

See Attachment A.

**Hearing location(s):**

Department of Labor & Industries  
Room S119  
7273 Linderson Way SE  
Olympia, Washington 98504

Date: November 12, 2004 Time: 9:00 am**Submit written comments to:**

Name: Christine Swanson  
Address:  
Department of Labor & Industries  
Specialty Compliance Services  
P.O. Box 44400  
Olympia, WA 98504-4400

e-mail [copc235@lni.wa.gov](mailto:copc235@lni.wa.gov)  
fax (360)902-5292 by November 1, 2004

**Assistance for persons with disabilities:** ContactChristine Swanson by November 1, 2004TTY (360) 902-5797 or (360) 902-6411

**Date of intended adoption:** December 14, 2004  
(Note: This is **NOT** the **effective** date)

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:** See Attachment A.**Reasons supporting proposal:** See Attachment A.**Statutory authority for adoption:** Chapter 43.22 RCW and Chapter 291, Laws of 2003 (SHB 1734)**Statute being implemented:** Chapter 43.22 RCW**Is rule necessary because of a:**

Federal Law? ☐ Yes ☒ No  
Federal Court Decision? ☐ Yes ☒ No  
State Court Decision? ☐ Yes ☒ No  
If yes, CITATION:

**CODE REVISER USE ONLY****WSR#04-20-078****DATE**

October 5, 2004

**NAME** (type or print)

Paul Trause

**SIGNATURE****TITLE**

Director

(COMPLETE REVERSE SIDE)

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

**See Attachment A.**

**Name of proponent:** (person or organization) Department of Labor & Industries

☐ Private  
☐ Public  
☒ Governmental

**Name of agency personnel responsible for:**

Name	Office Location	Phone
Drafting..... Christine Swanson	Tumwater, WA	360-902-6411
Implementation.... Pete Schmidt	Tumwater, WA	360-902-5571
Enforcement..... Pete Schmidt	Tumwater, WA	360-902-5571

**Has a small business economic impact statement been prepared under chapter 19.85 RCW?**

☐ Yes. Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No. Explain why no statement was prepared.

A small business economic impact statement was not prepared under chapter 19.85 RCW. The exempt criteria in RCW 34.05.310(4) (c) and (d) which is referenced in RCW 19.85.025(3) exempts this rule from the small business economic impact statement requirement. This rule:

- is based on Washington State Statute (Chapter 291, Laws of 2003 (SHB 1734)
- clarifies language of the rule without changing it's effect and
- decreases costs to business.

**Is a cost-benefit analysis required under RCW 34.05.328?**

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No: Please explain:

A cost-benefit analysis is not required by RCW 34.05.328 as this rulemaking is exempt under RCW 34.05.328(5)(b)(iii) and (iv). This rule:

- is based on Washington State Statute (Chapter 291, Laws of 2003 (SHB 1734)
- clarifies language of the rule without changing it's effect and
- decreases costs to business.

## **Attachment A**

### **Amendments to: Factory Assembled Structures Rules**

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- **Purpose of the proposal and its anticipated effects, including any changes in existing rules**
- **Reasons supporting proposal**
- **Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters**

The purpose of this rulemaking is to:

- Adopt the most recent International Building Codes (based on 2003 legislative changes) and other nationally recognized codes and standards.
- Make clarifying and housekeeping changes.
- Moved the electrical inspection fee for factory assembled structures (FAS) to the FAS rules. This will reduce the costs to the manufacturers, as they will not be paying for the double inspections.
- Currently we do not provide an option for FAS units to be exempt from L&I's rules. When a unit comes from another state and it has been constructed for more than six months and has not been altered, they are exempt from L&I's rules. However, we do not issue an insignia for the structure stating it is exempt. Department of Health requires that L&I inspect the unit before DOH will certify it, therefore the unit must come back to L&I for inspection and issuance of insignia if the structure is deemed safe. This is causing businesses to come back to L&I three and four times when it is not needed. We are proposing to provide an exempt insignia through a one-time fee for inspection and the insignia. This will remove the need for businesses to pay more than once for an inspection.

#### **Rule sections affected:**

##### **Repealed**

##### **Chapter 296-150C WAC, Commercial Coaches**

WAC 296-150C-1345, May the electrical disconnect required for mechanical equipment be inside of or mounted on the equipment?

##### **Chapter 296-150F WAC, Factory Built Housing and Commercial Structures**

WAC 296-150F-0615, May the electrical disconnect required for mechanical equipment be inside of or mounted on the equipment?

##### **Amended**

##### **Chapter 296-150C WAC, Commercial Coaches**

WAC 296-150C-0020, What definitions apply to this chapter?

WAC 296-150C-0800, What manufacturing codes apply to commercial coaches?

WAC 296-150C-0910, Minimum uniform and concentrated live loads.

WAC 296-150C-1080, What design and construction requirements apply to a commercial coach chassis?